

FILED
U.S. DIST. COURT
BRUNSWICK DIV.

2005 NOV 17 AM 11:07

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
BRUNSWICK AND WAYCROSS DIVISIONS

CLERK *J. Salvo*
SO. DIST. OF GA.

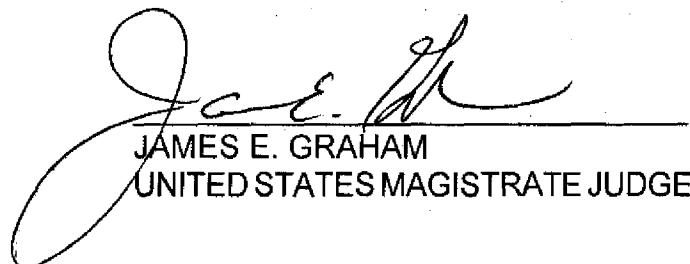
THOMAS EDWARD HALL,	)	CIVIL ACTION NO.: CV290-605
FELTON CULLEN WILLIAMS,	)	CV590-258
ROBERT STANLEY GRIFFIN,	)	CV590-262
RICHARD LAMAR CARTER,	)	CV590-267
BOBBY R. ALLEN,	)	CV590-269
LYMAN M. GUY, JR.,	)	CV590-270
DAVID GREGORY STEVERSON,	)	CV590-272
GEORGE HOWELL,	)	CV590-273
JAMES GRIFFIN, SR.,	)	CV590-274
IDAS RAY SMITH,	)	CV590-276
HAROLD BAXLEY,	)	CV590-277
VERNON CHARLES SMITH,	)	CV590-278
THOMAS K. HARRIS,	)	CV590-280
JACK TARPLEY,	)	CV590-281
GLORIA BUTLER,	)	CV591-005
DANNY KIRKLAND,	)	CV591-019
ROBERT ROLLINS,	)	CV597-076
 Plaintiffs,		
 v.		
CSX TRANSPORTATION, INC.,)	
 Defendant.)

ORDER

Defendant has filed a Motion to Exclude Testimony of Richard Lemen and in the Alternative Motion to Compel Deposition. Plaintiffs have filed a response. After review, Defendant's Motion to Exclude Testimony of Richard Lemen is **DENIED**. Defendant's

Alternative Motion to Compel Deposition is **GRANTED**. Counsel for Plaintiffs is directed to make Richard Lemon, Ph.D. available for deposition prior to December 1, 2005.

SO ORDERED, this 17th day of November, 2005.



JAMES E. GRAHAM
UNITED STATES MAGISTRATE JUDGE